

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ERIC WHEELER,

Petitioner,

v.

WARDEN USP CANAAN,

Respondent.

No. 4:19-CV-01445

(Judge Brann)

**ORDER**

**JULY 28, 2020**

Petitioner Eric Wheeler filed a petition for a writ of habeas corpus under 28 U.S.C. § 2241 regarding the loss of good time credit pursuant to prison disciplinary proceedings.<sup>1</sup> On April 27, 2020, Magistrate Judge William I. Arbuckle issued a Report and Recommendation recommending the denial of the petition. No timely objections were filed. Where no objection is made to a report and recommendation, this Court will review the recommendation only for clear error.<sup>2</sup> Regardless of whether timely objections are made, district courts may accept, reject, or modify—in whole or in part—the findings or recommendations made by the magistrate judge.<sup>3</sup> Upon review of the record, the Court finds no clear error in Magistrate Judge Arbuckle’s conclusion that the petition should be denied. Consequently, **IT IS HEREBY ORDERED** that:

1. The Report and Recommendation (Doc. 8) is **ADOPTED**.

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<sup>1</sup> See Petition for a writ of habeas corpus (ECF No. 1).

<sup>2</sup> FED. R. CIV. P. 72(b), advisory committee notes; see *Henderson v. Carlson*, 812 F.2d 874, 878 (3d Cir. 1987) (explaining that court should in some manner review recommendations regardless of whether objections were filed).

<sup>3</sup> 28 U.S.C. § 636(b)(1); Local Rule 72.31.

2. Petitioner Eric Wheeler's Petition for a writ of habeas corpus (Doc. 1) is **DENIED**.
3. The Clerk of Court is directed to **CLOSE** this case.

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann

United States District Judge